

is my intention to file cloture on that nomination, as well.

CLOTURE MOTION

I now send a cloture motion to the desk on the comprehensive immigration bill.

The PRESIDING OFFICER. The cloture motion having been presented under rule XXII, the Chair directs the clerk to read the motion.

The assistant legislative clerk read as follows:

CLOTURE MOTION

We the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on Calendar No. 414, S. 2611: a bill to provide for comprehensive immigration reform and for other purposes.

William H. Frist, Arlen Specter, Larry Craig, Mel Martinez, Orrin Hatch, Gordon Smith, John Warner, Pete Domenici, George V. Voinovich, Ted Stevens, Craig Thomas, Thad Cochran, Judd Gregg, Lindsey Graham, Norm Coleman, Mitch McConnell, Lamar Alexander.

Mr. FRIST. I ask that the live quorum under rule XXII be waived.

The PRESIDING OFFICER. Without objection, it is so ordered.

EXECUTIVE SESSION

BRETT M. KAVANAUGH TO BE UNITED STATES CIRCUIT JUDGE FOR THE DISTRICT OF COLUMBIA CIRCUIT

Mr. FRIST. I now move to proceed to executive session and the consideration of Calendar No. 632, the nomination of Brett Kavanaugh.

The PRESIDING OFFICER. Without objection, it is so ordered.

The clerk will report.

The assistant legislative clerk read the nomination of Brett M. Kavanaugh, of Maryland, to be United States Circuit Judge for the District of Columbia Circuit.

CLOTURE MOTION

Mr. FRIST. I send a cloture motion to the desk.

The PRESIDING OFFICER. The cloture motion having been presented under rule XXII, the Chair directs the clerk to read the motion.

The assistant legislative clerk read as follows:

CLOTURE MOTION

We the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on Executive Calendar No. 632, the nomination of Brett M. Kavanaugh, of Maryland, to be United States Circuit Judge for the District of Columbia Circuit.

Bill Frist, Arlen Specter, Saxby Chambliss, Larry Craig, Mel Martinez, Elizabeth Dole, Johnny Isakson, Pat Roberts, Ted Stevens, Craig Thomas, Thad Cochran, Chuck Grassley, Judd Gregg, Tom Coburn, Richard Shelby, Lindsey Graham, Orrin Hatch.

Mr. FRIST. I ask unanimous consent the live quorum be waived, and the Senate resume legislative session.

The PRESIDING OFFICER. Without objection, it is so ordered.

LEGISLATIVE SESSION

The PRESIDING OFFICER. Under the previous order, the Senate will resume legislative session.

KAVANAUGH NOMINATION

Mr. FRIST. Mr. President, the last action was filing cloture on the nomination of Brett Kavanaugh, the President's nominee for the DC Circuit Court of the Appeals. I have been discussing with the minority leader the nomination this morning and over the course of the day and will continue to work with him as we try to reach a time agreement with respect to getting an up-or-down vote later this week. It is because we have not been able to agree to that, that I filed cloture to ensure we have a vote on this nomination.

I expect the full Senate to vote on this nomination. I don't know exactly what the schedule will be. It will depend on the outcome of the immigration bill.

I did have the opportunity to meet with Mr. Kavanaugh today. He is an outstanding candidate, a candidate who has stellar credentials, both in the private sector and the public sector, working as counsel and adviser to the President. He has had a distinguished legal career that has had him argue before the Supreme Court and appeals courts around the country. He is a graduate of Yale University and Yale Law School where he served on the law journal. He has, on three separate occasions, received the American Bar Association stamp of approval.

He was nominated 3 years ago. He has waited 3 years for the vote we will have later this week, for that fair up-or-down vote. It is time the Senate fulfills its constitutional duty, the advice and consent, by giving Mr. Kavanaugh that vote he deserves. I look forward to moving ahead on his nomination and upholding the confirmation process.

COMPREHENSIVE IMMIGRATION REFORM ACT OF 2006—Continued

Mr. FRIST. Mr. President, I will be closing shortly, but I do want to comment briefly on the immigration bill today. I want to make a few remarks on where we are and then where we will be going.

Mr. President, we began debate on the comprehensive immigration reform before the Easter recess. The majority was at that time set to strengthen the underlying bill by having debate and amendment on the underlying bill to be able to toughen the border security aspect, but at the 11th hour, the other side said: No, we are not going to allow that open debate and amendment process. So what had come to the floor under the leadership of Chairman SPEC-

TER was a bipartisan bill that did need continued work, and that bipartisan effort was scuttled for a period of time.

The Democratic leader and I agreed to a process whereby we could bring that bill back to the floor, which was the beginning of last week, where we, in a bipartisan way, would have that opportunity to offer amendments and attempt to improve or adjust or modify that bill. That is the process we are in the middle of right now.

I am pleased where we are today, but as I said 2 weeks ago or 3 weeks ago, we do need to complete this bill before the Memorial Day recess. Resuming consideration in the early part of last week, we have made real progress. And I do not know the exact number of amendments, but we have had amendments every day come to the floor for those up-or-down votes from both the Republican and the Democratic side of the aisle.

We allowed discussion and debate, and I think the country's understanding of this legislation, which is complex, has improved over the course of the several weeks we have had it on the floor. We are all looking closer at what is in the underlying bill, with the proposing of amendments to modify that, and having good debate—Democrat and Republican—on the issue.

The more time we spend with it, the more time we come to understand there are some very good things about the bill, things that still need some correction. And we will have the opportunity to do that, with the cloture motion filed tonight, over the course of voting in the morning, tomorrow afternoon, Wednesday over the course of the day, and once cloture is in effect, still have germane amendments come to the floor. So that process needs to continue. What it will do is allow us to complete that bill before Memorial Day.

We have had a number of amendments that have been interesting to watch as we have gone forward. Mr. SESSIONS, the Senator from Alabama, had an amendment early on to strengthen our southern border, to build those 370 miles of triple-layered fence, and 500 miles of vehicle barriers at strategic locations—a clear-cut improvement on the bill, strengthening the bill along the border consistent with our first priority; that is, to secure that border.

The Senate also approved the amendment by Senators KYL, GRAHAM, CORNYN, and ALLEN to close a loophole in the bill that would allow criminal aliens to obtain legal status. Once people looked at that, they said that is only common sense. Again, it became overwhelmingly supported in a bipartisan way—again, an important demonstration of why it was important to have open debate and amendment. That amendment clarifies that any illegal alien who is ineligible for a visa or who has been convicted of a felony or three misdemeanors is ineligible for a green card—again, just common sense.

Another commonsense issue of national cohesion that really hits at the heart of what makes this country great was when the Senate voted in favor of an amendment by Senator INHOFE to require that English be declared our national language of the United States. As people listened to that and digested what it meant, people said: Well, of course English is a necessary tool for every aspiring American to be successful and to join the mainstream of American society.

That is just an example of a few of the amendments. Again, we have considered a number of amendments, and we will consider a number more as we go forward.

It was last October when I said we would start with border security and we would build out a comprehensive approach to this very challenging problem of thousands—indeed, hundreds of thousands—of people coming across our borders illegally and millions working in this country illegally and many taking advantage of our social services illegally in this country. So we have made real progress—again starting in October—and we will complete that process by the Memorial Day recess, with the action I took tonight.

Mr. President, given our policy meetings tomorrow afternoon, I now ask unanimous consent that the filing deadline under rule XXII be extended until 2:30 p.m. on Tuesday.

The PRESIDING OFFICER. Without objection, it is so ordered.

MORNING BUSINESS

Mr. FRIST. Mr. President, I ask unanimous consent that there now be a period of morning business, with Senators permitted to speak for up to 10 minutes each.

The PRESIDING OFFICER. Without objection, it is so ordered.

HONORING OUR ARMED FORCES

SERGEANT JAMES A. SHERRILL

Mr. MCCONNELL. Mr. President, I come to the floor today to reflect on the tremendous sacrifice and dedication displayed on a daily basis by our country's soldiers. In particular, I wish to call to my colleagues' attention the story of one young man who laid down his life defending our country.

While words cannot lessen the anguish of those who knew and loved him, they can illuminate his heroism and sacrifice. So it is entirely appropriate that we pause today to remember and celebrate the life of SGT James A. Sherrill of Ekron, KY.

Sergeant Sherrill served in the Kentucky Army National Guard's 2113th Transportation Company based out of Paducah, KY. Tragically, he died in Bayji, Iraq, on April 3, 2005, as he and his fellow soldiers were escorting a supply convoy. An improvised explosive device detonated near his military vehicle. He was 27 years old.

For his valorous service, Sergeant Sherrill was awarded the Bronze Star Medal and the Purple Heart. He had previously received both the Army Good Conduct Medal and the Armed Forces Reserve Medal, and he was awarded the Kentucky Distinguished Service Medal, the second highest honor that the Commonwealth of Kentucky can bestow.

James moved around the country a bit growing up, but while he was still young, the Sherrill family settled in Kentucky—Ekron, to be precise, a small town of a few hundred people in Meade County and the birthplace of legendary Baseball Hall of Famer Pee Wee Reese. In Ekron, James and his younger brother B.J. would grow up together and become well known throughout the community.

The Sherrills are a close-knit family. William "Buddy" Sherrill and his wife Beatrice, two soft-spoken people, have a lifetime of memories of their son James. William and Beatrice raised James and B.J. to love others, respect authority, and to be true gentlemen.

Being the older brother, James took his role as his brother's keeper seriously—most of the time. Beatrice recalls, however, when James and B.J. were still very young, one time when B.J. imagined himself to be the superhero Batman. To inaugurate his career as a caped crusader and to strike fear in the hearts of criminals, B.J. decided to jump out a window.

But heights can be intimidating, especially to a small child. Even one wearing a cape and a mask. So just as he was about to jump, B.J. hesitated.

Noticing his younger brother sitting on the edge of the windowsill in the Sherrill home, James decided it was up to him to help his brother out the only way he knew how. So James came up behind B.J. and gave him the push he wasn't looking for.

Asked why he had just pushed his brother out the window, James looked up at his parents and told them sincerely he was only "trying to help his brother." Thankfully, no one was seriously hurt, and James's understanding of how best to help others, shall we say, "evolved" over time.

A few years later, James found success on the football field. He soon became cocaptain of the Meade County High School varsity football team. His drive on the field spilled over into the weight room, where he broke several of his school's weightlifting records.

James's greatest moments on the field came his senior year with brother B.J., then a sophomore, also on the team. James played fullback, blocking opponents and creating holes for his ball-carrying brother, who played halfback. Over the course of the season, this one-two brotherly combination would amass an outstanding record. "Our whole community knew him because of [the] sports he played," B.J. said of his brother James.

Beyond the yards gained or the touchdowns scored, this portrait of one

brother leading the way for the other illustrated the relationship the two shared throughout James's life. William Sherrill said:

B.J. always looked up to James. They were best friends. Losing James has been particularly hard on B.J. . . . he's more serious now.

James was a protector, not only for B.J. but for others he helped mentor, such as the children at his local church and his fellow soldiers in Iraq. Given the choice between going to college or joining the military, James opted for the Marines, where he expanded his skills, traveled the world, and developed his faith.

After completing his tour with the Marines, James returned home to Ekron, where he decided to continue serving his country and joined the Kentucky National Guard. He also became a student at Elizabethtown Community College, hoping to pursue a career in law enforcement, and he met the love of his life.

James used his experience from the Marines to, as his father put it, "become a leader that everyone looked to." He always emphasized the importance of being focused on the mission at hand to his squad. He constantly double-checked his team to make sure they all knew their roles. James knew he and his fellow soldiers would be navigating some of the most deadly stretches of highway in the world.

Whenever he called home, however, he said the dangers of his job did not worry him. James's father recalls that his son felt at peace with what he was doing, even though he knew he may never make it home. William Sherrill attributes this serenity to his son's faith.

James reached his final resting place on April 12, 2005, in a small plot of land adjacent to the Zion Grove Baptist Church in Ekron. Sergeant Sherrill was buried with full military honors. Later that afternoon, William Sherrill rested on the front porch of a neighbor's home to reflect on the day's events.

Eventually, he looked up to see, stretched out across the sky, one of the brightest rainbows he had ever witnessed. This magnificent rainbow seemed to spring up from the Sherrill family home, stretch into the sky, and then arc downward, delicately landing near the cemetery of Zion Grove Baptist Church.

Every day when William Sherrill drives his truck home from work, his route usually takes him past James's grave site. And every day he is sure to slow his vehicle and blow his son a gentle kiss.

I am grateful to William and Beatrice Sherrill today for sharing their stories of James with us. We are thinking of James's brother, B.J., today as well.

Across the Nation, other families understand the simple gesture of blowing a kiss, for they, too, have lost a loved one in the line of duty. As a nation, we all grieve with these families. Yet we feel a sense of pride as well; pride at